

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re :
AMES DEPARTMENT STORES, INC., *et al.* : Chapter 11
: Case No. 01-42217 (REG)
: Debtors. : Jointly Administered
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AMES MERCHANDISING CORPORATION, :
: Plaintiff, :
: : Adv. Pro. No. 03-08492 (REG)
: v. :
: HONEYWELL, INC. d/b/a HONEYWELL CON- :
: SUMER PRODUCTS HK LTD., :
: Defendant. :
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STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

WHEREAS, Plaintiff Ames Merchandising Corporation commenced this adversary proceeding against Honeywell, Inc. d/b/a Honeywell Consumer Products HK Ltd. (“Defendant”) seeking the avoidance of certain transfers as preferential;

WHEREAS, Defendant appeared in that adversary proceeding by filing an answer;

WHEREAS, the parties consummated a settlement agreement resolving the adversary proceeding pursuant to the Court’s Order Establishing Procedures dated May 16, 2003, the creditor’s committee being duly notified and having no objection to the settlement agreement;

NOW, THEREFORE, it is hereby stipulated and agreed as follows:

1. Pursuant to Rule 7041 of the Federal Rules of Bankruptcy Procedure and Rule 41(a)(1)(ii), this adversary proceeding is dismissed, with prejudice, and without costs to either party.

Dated: New York, New York
July 12, 2010

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Dated: New York, New York
July 12, 2010

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SO ORDERED on this 14th of
July 2010 in New York, New York

s/ Robert E. Gerber
ROBERT E. GERBER
UNITED STATES BANKRUPTCY JUDGE